

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
2005 FEB 11 PM 1:15
CLERKS OFFICE

LIBERTY MUTUAL INSURANCE COMPANY,)	U.S. DISTRICT COURT DISTRICT OF MASS.
Plaintiff,)	C.A. No. 1:04-CV-10659-DPW
)	(BROS)
v.)	
THE BLACK & DECKER CORPORATION,)	
BLACK & DECKER, INC., BLACK & DECKER)	
(U.S.) INC., EMHART CORPORATION, and)	
EMHART INDUSTRIES, INC.,)	
Defendants.)	
)	

NOTICE OF APPEAL

Notice is hereby given that defendants, The Black & Decker Corporation, Black & Decker, Inc. Black & Decker (U.S.) Inc., Emhart Corporation and Emhart Industries, Inc., hereby appeal to the United States Court of Appeals for the First Circuit from the final judgment entered in this action on January 13, 2005 and all interlocutory orders and rulings associated therewith, including all portions of the Memorandum and Order entered on January 13, 2005 pertaining to the BROS site in Bridgeport, New Jersey that is the subject of this action.

By their attorneys,

Dated: February 11, 2005

/s/ Jack R. Pirozzolo

Jack R. Pirozzolo BBO# 400400
Richard L. Binder BBO# 043240
Willcox, Pirozzolo & McCarthy
Professional Corporation
50 Federal Street
Boston, Massachusetts 02110
(617) 482-5470

Appeal Documents

1:04-cv-10659-DPW Liberty Mutual v. Black & Decker re: BROS Site **CASE CLOSED on 01/13/2005**

United States District Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was received from Pirozzolo, Jack entered on 2/11/2005 at 11:46 AM EST and filed on 2/11/2005

Case Name: Liberty Mutual v. Black & Decker re: BROS Site

Case Number: 1:04-cv-10659

Filer: Emhart Corporation
Black & Decker Corporation
Black & Decker, Inc.
Black & Decker (U.S.) Inc.,
Emhart, Inc.

WARNING: CASE CLOSED on 01/13/2005

Document Number: 9

Docket Text:

NOTICE OF APPEAL as to [7] Order,, [8] Judgment,, by Black & Decker, Inc., Black & Decker (U.S.) Inc., Emhart Corporation, Emhart, Inc., Black & Decker (U.S.) Inc., Black & Decker Corporation, Black & Decker, Inc., Emhart Corporation, Emhart, Inc., Black & Decker Corporation. \$ 255 NOTICE TO COUNSEL: A Transcript Report/Order Form, which can be downloaded from the First Circuit Court of Appeals web site at <http://www.ca1.uscourts.gov/clerks/transcript.htm> MUST be completed and submitted to the Court of Appeals. Appeal Record due by 3/3/2005. (Pirozzolo, Jack)

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: yes

Electronic document Stamp:

[STAMP dcecfStamp_ID=1029851931 [Date=2/11/2005] [FileNumber=853225-0]
[6e316da51e3097aa5980e091391f52d421e0dd5c0f214825710040ae0b8500156596
914414c2f47fa7cf76a62cdf7fce829cf10093fce7915659724cb5b598a]]

1:04-cv-10659 Notice will be electronically mailed to:

Deborah E. Barnard dbarnard@hklaw.com

Ralph T. Lepore , III rlepoore@hklaw.com

Robin-Lee Main robin.main@hklaw.com

Jack R. Pirozzolo jpirozzolo@wpmlaw.com

Janice Kelley Rowan jrowan@hklaw.com

1:04-cv-10659 Notice will not be electronically mailed to:

WILCOX, PIROZZOLO AND McCARTHY
PROFESSIONAL CORPORATION
IN CLERKS OFFICE

FIFTY FEDERAL STREET

HAROLD M. WILCOX (1925-1975)
RICHARD P. CROWLEY (1927-2001)

JACK R. PIROZZOLO
RICHARD F. McCARTHY
RICHARD L. BINDER
RICHARD E. BENNETT
JUDITH S. ZISS
JAMES J. NICKLAUS
CHARLES J. SHEEHAN
KARIS L. NORTH

BOSTON, MASSACHUSETTS 02110 1:15
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TELEPHONE (617) 482-5470
TELECOPIER (617) 482-5471
U.S. DISTRICT COURT
DISTRICT OF MASS.

OF COUNSEL
GERRY A. BLODGETT
(REGISTERED PATENT
ATTORNEY)

February 11, 2005

BY HAND DELIVERY

Clerk's Office
United States District Court
District of Massachusetts
One Courthouse Way
Boston, Massachusetts 02210

Re: Liberty Mutual Insurance Co. v.
The Black & Decker Corp., et al.
Civil Action No. 1:04-CV-10659-DPW

Dear Sir:

Pursuant to CM/EMF Administrative Procedure F, enclosed is a check in the amount of \$255.00 in payment of the fee in connection with the Notice of Appeal that was filed electronically earlier today, together with a copy of the Notice of Electronic Filing.

Thank you for your attention to this matter.

Very truly yours,



Richard L. Binder

RLB:jn
Enclosures

cc: Ralph T. Lepore, III, Esq.